Receipt date: 06/05/2008 10595536 - GAU: 3736

PTO/SB/08 (11-07)

Approved for use through 11/30/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the paperwork Reduction Act of 1995, no persons required to respond to a collection of information unless it contains a valid OMB control number.

|   |                                   |    |          | Complete if Known      |                        |  |
|---|-----------------------------------|----|----------|------------------------|------------------------|--|
| Substitute for form 1449/PTO  INFORMATION DISCLOSURE STATEMENT BY APPLICANT |                                   |    |          | Application Number     | 11/595,536             |  |
|   |                                   |    | LOSURE   | Filing Date            | February 8, 2007       |  |
|   |                                   |    |          | First Named Inventor   | Donald Schomer         |  |
| (Use as   | (Use as many sheets as necessary) |    | Art Unit | 3736                   |                        |  |
|   |                                   |    |          | Examiner Name          | Sean Patrick Dougherty |  |
| Sheet   | 1                                 | Of | 4        | Attorney Docket Number | 36930-704.831          |  |

|                       |                          | U.S. PA   | ATENT DOC                      | UMENTS   |   |
|-----------------------|--------------------------|---|--------------------------------|--|---|
| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Document Number  Number-Kind Code <sup>2</sup> (if known) | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant<br>of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
| /S.D./                | 1.                       | US 1,493,240  | 05/06/1924                     | Bohn   |   |
|                       | 2.                       | US 2001/0005778 A1  | 06/28/2001                     | Ouchi  |   |
|                       | 3.                       | US 2003/0009125 A1  | 01/09/2003                     | Nita et al.  |   |
| 00000                 | 4.                       | US 2004/0049217 A1  | 03/11/2004                     | Ross et al.  |   |
|                       | 5.                       | US 2005/0038432 A1  | 02/17/2005                     | Shaolian et al.                                    |   |
|                       | 6.                       | US 2005/0080441 A1  | 04/14/2005                     | Dodge et al.                                       |   |
|                       | 7.                       | US 2005/0137602 A1  | 06/23/2005                     | Assell et al.                                      |   |
| 1                     | 8.                       | US 2005/0228403 A1  | 10/13/2005                     | Ho et al.  |   |
|                       | 9.                       | US 2006/0030785 A1  | 02/09/2006                     | Field et al.                                       |   |
|                       | 10.                      | US 2006/0036211 A1  | 02/16/2006                     | Solsberg et al.                                    |   |
| 8                     | 11.                      | US 2006/0036271 A1  | 02/16/2006                     | Schomer et al.                                     |   |
| 9000                  | 12.                      | US 2006/0036272 A1  | 02/16/2006                     | Solsberg et al.                                    |   |
| 9000                  | 13.                      | US 2006/0122535 A1  | 06/08/2006                     | Daum   |   |
|                       | 14.                      | US 2006/0178682 A1  | 08/10/2006                     | Boehlke  |   |
|                       | 15.                      | US 2006/0184175 A1  | 08/17/2006                     | Schomer et al.                                     |   |
|                       | 16.                      | US 2006/0206115 A1  | 09/14/2006                     | Schomer et al.                                     |   |
|                       | 17.                      | US 2006/0235334 A1  | 10/19/2006                     | Corvi et al.                                       |   |
|                       | 18.                      | US 2006/0235451 A1  | 10/19/2006                     | Schomer et al.                                     |   |
|                       | 19.                      | US 2006/0235452 A1  | 10/19/2006                     | Schomer et al.                                     |   |
|                       | 20.                      | US 2006/0264994 A1  | 11/23/2006                     | Schomer et al.                                     |   |
|                       | 21.                      | US 2007/0005084 A1  | 01/04/2007                     | Clague et al.                                      |   |
| , ,                   | 22.                      | US 2007/0027464 A1  | 02/01/2007                     | Way et al.   |   |
| V                     | 23.                      | US 2007/0055263 A1  | 03/08/2007                     | Way et al.   |   |

| Examiner  | /Sean Dougherty/ | Date 01/15/2009 |
|-----------|------------------|-----------------|
| Signature |                  | Considered      |

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 'Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

3375044\_1.DOC

PTO/SB/08 (11-07)

Approved for use through 11/30/2007. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the paperwork Reduction Act of 1995, no persons required to respond to a collection of information unless it contains a valid OMB control number

|                              |                                   |                    |               | Complete if Known      |                  |  |
|------------------------------|-----------------------------------|--------------------|---------------|------------------------|------------------|--|
| Substitute for form 1449/PTO |                                   | Application Number | 11/595,536    |                        |                  |  |
| INFORM                       | IATION 1                          | DISC               | LOSURE        | Filing Date            | February 8, 2007 |  |
|                              | STATEMENT BY APPLICANT            |                    |               | First Named Inventor   | Donald Schomer   |  |
| (Use as                      | (Use as many sheets as necessary) |                    | Art Unit      | 3736                   |                  |  |
|                              |                                   |                    | Examiner Name | Sean Patrick Dougherty |                  |  |
| Sheet                        | 2                                 | Of                 | 4             | Attorney Docket Number | 36930-704.831    |  |

|                       |              | U.S. P.   | ATENT DOC                      | UMENTS  |   |
|-----------------------|--------------|---|--------------------------------|---|---|
| Examiner<br>Initials* | Cite<br>No.1 | Document Number  Number-Kind Code <sup>2</sup> (if known) | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
| /S.D./                | 24.          | US 2007/0123888 A1  | 05/31/2007                     | Bleich et al.                                   |   |
| 0000                  | 25.          | US 2007/0162061 A1  | 07/12/2007                     | Way et al.                                      |   |
| 0000                  | 26.          | US 2007/0225703 A1  | 09/27/2007                     | Schmitz et al.                                  |   |
| 00000                 | 27.          | US 2007/0276390 A1  | 11/29/2007                     | Solsberg et al.                                 |   |
|                       | 28.          | US 4,201,213  | 05/06/1980                     | Townsend  |   |
|                       | 29.          | US 4,708,147  | 11/24/1987                     | Haaga   |   |
| 00000                 | 30.          | US 4,733,663  | 03/29/1988                     | Farley  |   |
| 0000                  | 31.          | US 4,777,948  | 10/18/1988                     | Wright  |   |
|                       | 32.          | US 4,811,734  | 03/14/1989                     | McGurk-Burleson et al.                          |   |
| -                     | 33.          | US 4,834,729  | 05/30/1989                     | Sjostrom  |   |
| 000000000             | 34.          | US 4,850,354  | 07/25/1989                     | McGurk-Burleson et al.                          |   |
| 000000                | 35.          | US 4,911,600  | 02/12/1991                     | Taylor  |   |
| 900000                | 36.          | US 5,026,375  | 06/25/1991                     | Linovitz et al.                                 |   |
| 00000                 | 37.          | US 5,226,910  | 07/13/1993                     | Kajiyama et al.                                 |   |
| 00000                 | 38.          | US 5,290,303  | 03/01/1994                     | Pingleton et al.                                |   |
| 00000                 | 39.          | US 5,451,227  | 09/19/1995                     | Michaelson                                      |   |
| 80000                 | 40.          | US 5,458,112  | 10/17/1995                     | Weaver  |   |
| occoop                | 41.          | US 5,540,693  | 07/30/1996                     | Fisher  |   |
|                       | 42.          | US 5,562,102  | 10/08/1996                     | Taylor  |   |
| 000000                | 43.          | US 5,582,618  | 12/10/1996                     | Chin et al.                                     |   |
|                       | 44.          | US 5,613,972  | 03/25/1997                     | Lee et al.                                      |   |
|                       | 45.          | US 5,681,337  | 10/28/1997                     | Bray, Jr.                                       |   |
| V                     | 46.          | US 5,759,185  | 06/02/1998                     | Grinberg et al.                                 |   |

| Examiner  | /Sean Dougherty/                      | Date       | 01/15/2009 |
|-----------|---------------------------------------|------------|------------|
| Signature | · · · · · · · · · · · · · · · · · · · | Considered | 01/10/2000 |

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

3375044 1.DOC

Receipt date: 06/05/2008 10595536 - GAU: 3736

PTO/SB/08 (11-07)

Approved for use through 11/30/2007. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the paperwork Reduction Act of 1995, no persons required to respond to a collection of information unless it contains a valid OMB control number.

|                              |                                   |    |               | Complete if Known      |                  |  |
|------------------------------|-----------------------------------|----|---------------|------------------------|------------------|--|
| Substitute for form 1449/PTO |                                   |    |               | Application Number     | 11/595,536       |  |
| INFORMATION DISCLOSURE       |                                   |    |               | Filing Date            | February 8, 2007 |  |
|                              | STATEMENT BY APPLICANT            |    |               | First Named Inventor   | Donald Schomer   |  |
| (Use as                      | (Use as many sheets as necessary) |    | Art Unit      | 3736                   |                  |  |
|                              |                                   |    | Examiner Name | Sean Patrick Dougherty |                  |  |
| Sheet                        | 3                                 | Of | 4             | Attorney Docket Number | 36930-704.831    |  |

|   |                          | U.S. P.   | ATENT DOC                      | UMENTS   |   |
|---|--------------------------|---|--------------------------------|--|---|
| Examiner<br>Initials*                   | Cite<br>No. <sup>1</sup> | Document Number  Number-Kind Code <sup>2</sup> (if known) | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant<br>of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
| /S.D./                                  | 47.                      | US 5,775,333  | 07/07/1998                     | Burbank et al.                                     |   |
| 88                                      | 48.                      | US 5,827,305  | 10/27/1998                     | Gordon   |   |
|   | 49.                      | US 5,873,886  | 02/23/1999                     | Larsen et al.                                      |   |
|   | 50.                      | US 5,879,353  | 03/09/1999                     | Terry  |   |
|   | 51.                      | US 5,879,365  | 03/09/1999                     | Whitfield et al.                                   |   |
|   | 52.                      | US 5,925,050  | 07/20/1999                     | Howard, III  |   |
|   | 53.                      | US 5,925,056  | 07/20/1999                     | Thomas et al.                                      |   |
|   | 54.                      | US 5,980,525  | 11/09/1999                     | Bryant et al.                                      |   |
|   | 55.                      | US 6,022,362  | 02/08/2000                     | Lee et al.   |   |
|   | 56.                      | US 6,083,237  | 07/04/2000                     | Huitema et al.                                     |   |
| 1                                       | 57.                      | US 6,096,053  | 08/01/2000                     | Bates  |   |
|   | 58.                      | US 6,142,997  | 11/07/2000                     | Michelson  |   |
|   | 59.                      | US 6,221,006  | 04/24/2001                     | Dubrul et al.                                      |   |
| 000                                     | 60.                      | US 6,258,093  | 07/10/2001                     | Edwards et al.                                     |   |
| 000                                     | 61.                      | US 6,261,294  | 07/17/2001                     | Stihl et al.                                       |   |
| *************************************** | 62.                      | US 6,264,087  | 07/24/2001                     | Whitman  |   |
| 800                                     | 63.                      | US 6,287,304  | 09/11/2001                     | Eggers et al.                                      |   |
|   | 64.                      | US 6,296,639  | 10/02/2001                     | Truckai et al.                                     |   |
| 8                                       | 65.                      | US 6,332,886  | 12/25/2001                     | Green et al.                                       |   |
| 8                                       | 66.                      | US 6,428,498  | 08/06/2002                     | Uflacker   |   |
| i i                                     | 67.                      | US 6,692,445  | 02/17/2004                     | Roberts et al.                                     |   |
| - <del>-</del>                          | 68.                      | US 6,716,216 B1   | 04/06/2004                     | Boucher et al.                                     |   |
| \//                                     | 69.                      | US 6,746,093  | 06/08/2004                     | Martinez et al.                                    |   |
| V                                       | 70.                      | US 6,852,095  | 02/08/2005                     | Ray  |   |

| Signature   Considered   Cons |  | /Sean Dougherty/ | Date 01/15/2009 |  |
|--|--|------------------|-----------------|--|
|--|--|------------------|-----------------|--|

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 'Benter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Skind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 'Applicant is to place a check mark here if English language Translation is attached.

3375044\_1.DOC

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Receipt date: 06/05/2008 10595536 - GAU: 3736

PTO/SB/08 (11-07)

Approved for use through 11/30/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the paperwork Reduction Act of 1995, no persons required to respond to a collection of information unless it contains a valid OMB control number.

|                              |  |                    |                      | Complete if Known      |                        |  |
|------------------------------|--|--------------------|----------------------|------------------------|------------------------|--|
| Substitute for form 1449/PTO |  | Application Number | 11/595,536           |                        |                        |  |
| INFORMATION DISCLOSURE       |  |                    |                      | Filing Date            | February 8, 2007       |  |
|                              | STATEMENT BY APPLICANT (Use as many sheets as necessary) |                    | First Named Inventor | Donald Schomer         |                        |  |
| (Use as                      |  |                    | Art Unit             | 3736                   |                        |  |
|                              |  |                    |                      | Examiner Name          | Sean Patrick Dougherty |  |
| Sheet                        | 4  | Of                 | 4                    | Attorney Docket Number | 36930-704.831          |  |

| U.S. PATENT DOCUMENTS |                          |   |                                |   |   |  |  |
|-----------------------|--------------------------|---|--------------------------------|---|---|--|--|
| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Document Number  Number-Kind Code <sup>2</sup> (if known) | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |  |  |
| /S.D./                | 71.                      | US 7,137,956  | 11/21/2006                     | Nishtalas et al.                                |   |  |  |
| /S.D./                | 72.                      | US 7,189,206  | 03/13/2007                     | Quick et al.                                    |   |  |  |

|                       |                          | NON PATENT LITERATURE DOCUMENTS   |                |
|-----------------------|--------------------------|---|----------------|
| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>6</sup> |
| /S.D./                | 73.                      | International Search Report and Written Opinion for Appl. No. PCT/US2006/030299 dated August 2007 (8 p.)  |                |
| /S.D./                | 74.                      | PCT International Search Report and Written Opinion for Appl. No. PCT/US06/04342 dated 18 Sept 2007 (8 p.)  |                |

| Examiner /Sean Dougherty/ | Date<br>Considered | 01/15/2009 |
|---------------------------|--------------------|------------|
|---------------------------|--------------------|------------|

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁴Applicant is to place a check mark here if English language Translation is attached.

3375044\_1.DOC

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.